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Attorneys for Defendant
RUDY DIAZ DE LEON

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,) Case No. 2:20-CR-00072-TLN
)
Plaintiff,) STIPULATION AND ORDER TO ACCEPT
) ELECTRONIC SIGNATURES UNDER G.O. 616
vs.)
) Date: To Be Set
RUDY DIAZ DE LEON,) Time: To Be Set
) Judge: Hon. Troy L. Nunley
Defendant.)
)

IT IS HEREBY STIPULATED and agreed by and between McGregor W. Scott, United States Attorney, through Sam Stefanki, Assistant United States Attorney, and Heather Williams, Federal Defender, through Assistant Federal Defender Christina Sinha, counsel for Defendant Rudy Diaz De Leon, that the waiver of indictment and plea agreement in this matter may be signed by Mr. De Leon via electronic signature.

On April 15, 2020, Chief United States District Judge Kimberly J. Mueller issued General Order 616, "Consent and Signature Requirements on Documents Filed in Criminal Actions During the COVID-19 Public Emergency" ("G.O. 616"). For the reasons detailed in G.O. 616, defense counsel is authorized to electronically sign documents on her client's behalf using the format "/s/ name" if the following conditions are met:

1. The defendant has had an opportunity to consult with counsel regarding the

1 matter;

2 2. The defendant consents to counsel's signing on the defendant's behalf; and

3 3. The judge presiding over the case makes a finding that "obtaining an actual
4 signature is impracticable or imprudent in light of the public health situation
5 relating to COVID-19."

6 All three conditions have been met here. Therefore, the parties stipulate as follows, and
7 respectfully request the Court to find that:

8 1. Mr. De Leon has had an opportunity to consult with undersigned defense counsel
9 regarding accepting the Fast-Track plea agreement offer extended to him by the
10 government, which would also require him to waive indictment and consent to
11 proceed via an information;

12 2. Mr. De Leon consents to undersigned defense counsel signing the waiver of
13 indictment and plea agreement on his behalf; and

14 3. In light of the COVID-19 pandemic, obtaining an actual signature from Mr. De
15 Leon, who is currently incarcerated at the Sacramento County Jail, is both
16 impracticable and imprudent.

17 Respectfully submitted,

18 HEATHER E. WILLIAMS
19 Federal Defender

20 Date: May 7, 2020

/s/ Christina Sinha
21 CHRISTINA SINHA
22 Assistant Federal Defender
23 Attorneys for Defendant
RUDY DIAZ DE LEON

24 Date: May 7, 2020

MCGREGOR W. SCOTT
25 United States Attorney

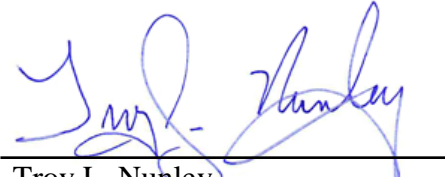
/s/ Sam Stefanki
26 SAM STEFANKI
27 Assistant United States Attorney
28 Attorney for Plaintiff

ORDER

The Court, having received and considered the parties' stipulation, and good cause appearing therefrom, adopts the parties' stipulation in its entirety as its order.

IT IS SO ORDERED.

Dated: May 7, 2020



Troy L. Nunley
United States District Judge